

REMARKS

Claims 1, 10, 11, 12, 14 and 16 are in the application.

As a result of the foregoing Amendment, claim 1 has been amended to include the subject matter of original claims 2, 10 and 13. In addition, a new claim 6 has been added which is directed to an advantageous configuration of the upper region of the inner housing. The features recited in claim 16 can be founded in original claim 6 and 7 and in the second paragraph on page 6 of the specification.

The present invention as claimed is directed to a dispenser stick which is composed of a double-walled stick-shaped housing with an inner housing arranged in an outer housing for receiving the material to be placed in the stick, wherein the inner housing is arranged in the outer housing so as to be axially displacable and is pushed from above into the outer housing which is closed at the bottom. Such a housing cannot be found in the references of record.

The newly cited reference to Cardia discloses a double-walled dispenser container with inner housing and with outer housing are rotatable slidably about a common longitudinal axis. A relative axial movement, on the other hand, is not possible.

In the German reference 31 18 893 A1 which was also cited concerning the double-walled configuration of the housing, an axial displacement of the inner housing within the outer housing is not possible, but rather on the rotation within the outer housing. Consequently, Applicant submits that the present invention as now claimed in claim 1 is patentable over the art of record. The claims have been amended to limit the dispenser stick to a double-walled stick-like housing, so that also new claim 16 should be allowable.

Therefore, in view of the foregoing, it is submitted that this application is now in condition for allowance and such allowance is respectfully solicited.

Any additional fees or charges required at this time in connection with the application may be charged to Patent and Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on May 7, 2008.

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